

Thursday, June 23, 2022

7:01 p.m.

PRESENT: Council President Abreu, Councillors Baptiste, Burgo, Carney, Giesta, Gomes, Lima, Markey, Morad and Pereira.

LATE: No One.

ABSENT: Councillor Dunn.

Council President Abreu called the meeting to order and presided.

Councillor Baptiste led the Assembly in the Pledge of Allegiance to the flag.

COMMUNICATION, Councillor Dunn, to Members of the City Council, informing that he will be unable to attend the Regular City Council Meeting on Thursday, June 23, 2022, due to a work conflict.

Received and Placed on File. (#1130)

HEARING, NSTAR Electric Company d/b/a/Eversource Energy, for location of approximately 200' of Conduit and Cable and one (1) Handhole and one (1) Manhole in CHESTNUT STREET.

Hearing Held. Petition placed on file. (#1131)

AN ORDER, Adopted and ordered recorded in Book of Location Order Records. Presented to the Mayor for approval June 27, 2022. Approved July 5, 2022. (#1132)

COMMUNICATION, Mayor Mitchell to City Council, submitting a VETO of AN ORDINANCE, amending Chapter 19, Section 19-7 (c) by inserting title "Assistant City Clerk". Received and Placed on File. (#1133)

AN ORDINANCE, Passed to a Second Reading – April 28, 2022. Passed to be Ordained – Yeas 9, Nays 0 – May 24, 2022. (Councillor Dunn not present for vote.) Presented to the Mayor for approval May 26, 2022. VETOED by Mayor Mitchell June 03, 2022. Veto Received and Ordered Spread on the Records. (#0678)

COMMUNICATION, Mayor Mitchell to City Council, submitting a VETO of AN ORDINANCE, amending Chapter 19, Section 19-7 (c) by inserting title "Assistant City Council Clerk." Received and Placed on File. (#1134)

AN ORDINANCE, Passed to a Second Reading – April 28, 2022. Passed to be Ordained – Yeas 9, Nays 0 – May 24, 2022. (Councillor Dunn not present for vote.) Presented to the Mayor for approval May 26, 2022. VETOED by Mayor Mitchell June 03, 2022. Veto Received and Ordered Spread on the Records. (#0679)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$11,170,000 for the purpose of making critically needed repairs to City-owned building, including but not limited to, projects for the repair and renovation of public safety facilities, recreational facilities, general office space, and roads and infrastructure and all costs incidental and related thereto.

Referred to the Committee on Finance. (#1135)

LOAN ORDER,

Referred to the Committee on Finance. (#1136)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$5,000,000 to pay costs of acquiring the land and building in the city at 449 North Street and for remodeling, reconstructing and making extraordinary repairs to the building and property for use as a central kitchen for the New Bedford Public Schools, including site work, paving, structural repairs, repair or replacement doors, windows, plumbing, HVAC, electrical and fire protection systems, utility upgrades, hazardous materials abatement, installation of energy conservation measures, and interior reconstruction, and for the payment of all costs incidental and related thereto.

Received and Placed on File. (#1137)

LOAN ORDER,

Passed to a Second Reading. (#1138)

COMMUNICATION, Mayor Mitchell, to City Council, submitting an Amended Host Community Agreement with Metro Harvest, Inc., of East Freetown, Massachusetts, for a State license for the sale of recreational adult use marijuana at its proposed facility at 507-513 Church Street in New Bedford.

Referred to the Special Committee on Cannabis Regulation and Host Community Agreements Review. (#1139)

FIRST AMENDED HOST COMMUNITY AGREEMENT, An Agreement between the City of New Bedford and Metro Harvest, Inc., to operate a recreational adult use marijuana facility at 507-513 Church Street.

Referred to the Special Committee on Cannabis Regulation and Host Community Agreements Review. (#1140)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a Lease Extension and Amendment on behalf of the New Bedford Airport Commission

Referred to the Committee on Finance. (#1141)

LEASE EXTENSION AND AMENDMENT,

Referred to the Committee on Finance. (#1142)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of GARY LUNSFORD, Milwaukee, Wisconsin, as DIRECTOR OF ZOOLOGICAL SERVICES – BUTTONWOOD PARK ZOO, at Grade M-16, Salary Step 6 (\$107,476) on the Unit C Salary Schedule.

Referred to the Committee on Appointments and Briefings. (#1143)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to Grant the DEMOLITION of NS MANOMET STREET (Map 105/Lot 207) circa 1940 coal bin structure.

Recommendation Followed. (#1144)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW – NS MANOMET STREET (Map 105/Lot 207)** circa 1940 coal bin structure; the structure is associated with the Manomet Mills, an early 20th century textile mill complex which became a National Register Historic District in 2012; the structure has been a long-term, vacant, blighted structure and has become a nuisance property, attracting trash, dumping and illegal activities; the City’s Neighborhood Task Force has sought demolition to cure the violations associated with this property; the structure consists of a brick building, metal canopy and bunker-type concrete walls, all parts of the structure must be removed as they currently have an adverse effect on the nearby historic resources and will continue to be a blight to the neighborhood and attract nuisance activity, **“in light of these findings, the New Bedford Historical Commission has determined that the structure located at NS Manomet Street is not Historically Significant nor a Preferably Preserved Historic Structure.”**

Referred to the Committee on Appointments and Briefings – Yeas 9, Nays 1 – May 12, 2022. (Councillor Morad OPPOSED.)

Demolition Granted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0811)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to Grant the DEMOLITION of 24 N FRONT STREET (Map 79/Lots 2 & 4) Buildings 4, 12, 19, western part of 2, formally known as Revere Copper site.

Recommendation Followed. (#1145)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW – 24 N FRONT STREET (Map 79/Lots 2 & 4) Buildings 4, 12, 19, western part of 2;** a historic resources survey, funded through a grant from the Massachusetts Historical Commission found the property at 24 N Front Street, known as the former Revere Copper site, to be eligible as a National Register District; the property is significant as the largest copper manufacturing facility in New Bedford during the nineteenth and twentieth centuries and as a relatively unaltered example of a large-scale, mid-nineteenth to mid-twentieth century manufacturing complex; the property is significant because of its association with the Paul Revere Copper Company (founded in 1801 in Canton, MA) and Paul Revere’s great-grandson Edward H.R. Revere (1867-1957), who became general manager in 1920 and lent his surname to the present company name in 1929; the existing buildings are in fair to poor condition and the current configuration of the buildings on the site does not lend itself to the operations of a water-dependent facility; the waterfront site has the potential to be a valuable port facility and the redevelopment of the site will mitigate site environmental hazards, have positive impacts on local employment and the commercial tax base, as well as help catalyze other economic investments in the adjacent Hicks Logan and Wamsutta Mills districts, **“in light of these findings, the New Bedford Historical Commission has determined that Buildings 4, 12, 19 and western part of 2, located at 24 N Front Street are Historically Significant but are not Preferably Preserved Historic Buildings.”**

Referred to the Committee on Appointments and Briefings – May 12, 2022.

Demolition Granted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0812)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to Grant the DEMOLITION of 24 N Front Street (Map 79/Lots 2 & 4) Buildings 1, 3, 3A, eastern part of 2, formally known as the Revere Copper site.

Recommendation Followed. (#1146)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW RE: 24 N Front Street (Map 79/Lots 2 & 4) Buildings 1, 3, 3A, eastern part of 2**; a historic resources survey, funded through a grant from the Massachusetts Historical Commission found the property at 24 N Front Street, known as the former Revere Copper site, to be eligible as a National Register District; the property is significant as the largest copper manufacturing facility in New Bedford during the nineteenth and twentieth centuries and as a relatively unaltered example of a large-scale, mid-nineteenth to mid-twentieth-century manufacturing complex; the property is significant because of its association with the Paul Revere Copper Company (founded in 1801 in Canton, MA) and Paul Revere's great-grandson Edward H. R. Revere (1867–1957), who became general manager in 1920 and lent his surname to the present company name in 1929; the existing buildings are in fair to poor condition and are unable to be adapted for the purposes of modern fish processing; the property owner will be collaborating with the City to construct a new building which is architecturally sensitive to the Hicks-Logan District and provide an easement to assist in the potential widening of N Front Street, per statements made by the applicant team during the presentation to the Historical Commission; **“in light of these findings, the New Bedford Historical Commission has determined that Buildings 1, 3, 3A and eastern part of 2, located at 24 N Front Street are Historically Significant but are not Preferably Preserved Historic Buildings.”**

Referred to the Committee on Appointments and Briefings – May 12, 2022.

Demolition Granted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0813)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to Grant the DEMOLITION of 24 N Front Street (Map 79 Lots 2 & 4) Buildings 15, northern part of 14, and eastern part of 10, formally known as the Revere Copper site.

Recommendation Followed. (#1147)

COMMUNICATION/DEMOLITION, The New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW, 24 N Front Street (Map 79 Lots 2 & 4) Buildings 15, northern part of 14, and eastern part of 10**; a historic resources survey, funded through a grant from the Massachusetts Historical Commission found the property at 24 N Front Street, known as the former Revere Copper site, to be eligible as a National Register District; the property is significant as the largest copper manufacturing facility in New Bedford during the nineteenth and twentieth centuries and as a relatively unaltered example of a large-scale, mid-nineteenth- to mid-twentieth-century manufacturing complex; the property is significant because of its association with the Paul Revere Copper Company (founded in 1801 in Canton, MA) and Paul Revere's great-grandson Edward H. R. Revere (1867–1957), who became general manager in 1920 and lent his surname to the present company name in 1929; the selective demolition of these buildings within the site will allow for its productive use and provide parking to support the future rehabilitated Ice House and other activities throughout the site; **“in light of these findings, the New Bedford Historical Commission has determined that Buildings 15, northern part of 14 and eastern part of 10, located at 24 N Front Street are Historically Significant but are not Preferably Preserved Historic Buildings.”**

Referred to the Committee on Appointments and Briefings – May 12, 2022.

Demolition Granted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0814)

REPORT, Committee on Appointment & Briefings, recommending to the City Council APPROVAL on behalf of **Jenny Mejia, 88 Sagamore Street, New Bedford, MA 02740 d/b/a JENNY'S TRANSPORTATION LLC, 88 Sagamore Street, New Bedford, MA 02740**, the APPLICATION for a **NEW PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(License will expire June 30, 2022.)**

Recommendation Followed. (#1148)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Jenny Mejia, 88 Sagamore Street, New Bedford, MA 02740 d/b/a JENNY'S TRANSPORTATION LLC, 88 Sagamore Street, New Bedford, MA 02740**, hereby submitting a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(License will expire June 30, 2022.)**

Referred to the Committee on Appointments and Briefings – April 28, 2022.

Livery License Approved.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0691)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL on behalf of **Jenny Mejia, 88 Sagamore Street, New Bedford, MA 02740 d/b/a JENNY'S TRANSPORTATION LLC, 88 Sagamore Street, New Bedford, MA 02740**, the APPLICATION for **RENEWAL of a PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(Term of License – July 1, 2022 – June 30, 2023.)**

Recommendation Followed. (#1149)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Jenny Mejia, 88 Sagamore Street, New Bedford, MA 02740 d/b/a JENNY'S TRANSPORTATION LLC, 88 Sagamore Street, New Bedford, MA 02740**, hereby submitting a copy of the Application requesting a **RENEWAL of a PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(Term of License – July 1, 2022 – June 30, 2023.)**

Referred to the Committee on Appointments and Briefings – April 28, 2022.

RENEWAL of Livery License Approved.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0692)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of ELIZABETH BLANCHARD, MD, FASCO, New Bedford, MA, to the BOARD OF HEALTH; Dr. Blanchard will be replacing Dr. Sarah Morris, whose term has expired; this term will expire in April 2023.

Recommendation Followed. (#1150)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ELIZABETH BLANCHARD, MD, FASCO, New Bedford, MA, to the BOARD OF HEALTH; Dr. Blanchard will be replacing Dr. Sarah Morris, whose term has expired; this term will expire in April 2023.

Referred to the Committee on Appointments and Briefings – May 24, 2022.

Rule 38 Waived and Appointment Approved – Yeas 10, Nays 0. (#0883)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of ASHLEY PAYNE, as the DIRECTOR OF TOURISM AND MARKETING, at a salary of Grade M-11, \$69,302.00.

Recommendation Followed. (1151)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ASHLEY PAYNE as the DIRECTOR OF TOURISM AND MARKETING, at a salary of Grade M-11, \$69,302.00.

Referred to the Committee on Appointments and Briefings – May 24, 2022.

Rule 40 Waived and Appointment Approved – Yeas 9, Nays 1. (Councillor Morad OPPOSED.) SWORN-IN. (0882)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDERS OF TAKING for Recorded Land and Registered Land for the Acushnet Avenue at Peckham Road/Sassaquin Avenue Intersection Improvements Projects and Appraisal Summaries for temporary and permanent easements across privately owned property which are needed for said project.

Recommendation Followed. (1152)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 09, 2022
RECORDED LAND

WHEREAS, the common necessity and convenience of the inhabitants of the City of New Bedford require the taking of land hereinafter described for the purpose of reconstructing portions of Acushnet Avenue at Peckham Road/Sassaquin Avenue, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes; and

WHEREAS, the Department of Public Infrastructure of the City of New Bedford has requested that said land be taken for said purposes; and

WHEREAS, an appraisal of said land has been made on behalf of the taking authority in accordance with Massachusetts General Laws Chapter 79, Section 7A, and has been filed with said authority; and

WHEREAS, an appropriation has been made for the general purpose for which said land is needed;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the City of New Bedford, acting by and through the City Council, and under applicable provisions of Massachusetts General Laws, Chapter 79, and under any and every other power to it granted or implied, hereby takes for itself, by eminent domain, temporary and permanent easements, located in New Bedford as hereinafter described, for the purpose of altering and improving the Acushnet Avenue and Peckham Road/Sassaquin Avenue intersection, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes:

Permanent Easement SW-1: An easement over a parcel of land being shown as SW-1 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is the intersection with the southerly sideline of Peckham Road, thence

S 13°19'57" E, 28.57 feet to a point in the easterly sideline of Acushnet Avenue, thence

N 22°07'35" E, 19.83 feet to a point, thence

N 56°30'37" E, 28.05 feet to a point in the southerly sideline of Peckham Road, thence

S 80°49'52" W, 37.93 feet along the southerly line of Peckham Road to the point of beginning.

Said easement contains an area of 383 square feet, more or less.

Permanent Easement SW-2: An easement over a parcel of land being shown as SW-2 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue, which is the intersection with the northerly line of Sassaquin Avenue, thence

N 12°44'27" W, 12.59 feet to a point in the westerly sideline of Acushnet Avenue, thence

S 53°04'59" W, 1.54 feet to a point, thence

S 10°38'12" E, 7.91 feet to a point, thence

S 41°22'21" W, 7.00 feet to a point in the northerly sideline of Sassaquin Avenue, thence

N 76°54'33" E, 7.37 feet along the northerly line of Sassaquin Avenue to the point of beginning.

Said easement contains an area of 31 square feet, more or less.

Permanent Easement U-1: An easement over a parcel of land being shown as U-1 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is 195.99 south of the intersection with Peckham Road, thence

N 76°40'03" E, 5.50 feet to a point, thence

N 13°22'39" W, 1.00 feet to a point, thence

N 42°11'59" E, 13.99 feet to a point, thence

N 47°48'01" W, 6.00 feet to a point, thence

S 42°11'59" W, 9.89 feet to a point, thence

N 13°23'39" W, 93.40 feet to a point, thence

S 76°40'03" W, 5.39 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 13°19'57" E, 101.68 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 625 square feet, more or less.

Permanent Easement U-2: An easement over a parcel of land being shown as U-2 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is 94.32 feet south of the intersection with Peckham Road, thence

N 76°40'03" E, 5.39 feet to a point, thence

N 13°21'57" W, 68.53 feet to a point, thence

N 13°48'37" West, 4.68 feet to a point, thence

S 22°07'35" W, 9.15 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 13°19'57" E, 65.75 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 373 square feet, more or less.

Permanent Easement U-10: An easement over a parcel of land being shown as U-10 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 418.60 feet south of the intersection of Peckham Road.

N 77°09'43" E, 4.23 feet to a point, thence

N 12°50'17" W, 42.66 feet to a point, thence

S 76°40'25" W, 4.60 feet along the easterly sideline of Acushnet Avenue, thence

S 13°19'57" E, 42.62 feet to a point on the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 188 square feet, more or less.

Permanent Easement U-11: An easement over a parcel of land being shown as U-11 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 375.99 feet south of the intersection of Peckham Road.

S 76°40'25" W, 4.60 feet to a point, thence

N 13°19'57" W, 70.00 feet to a point, thence

N 76°40'03" E, 5.21 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 12°50'17" E, 70.00 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 343 square feet, more or less.

Permanent Easement U-12: An easement over a parcel of land being shown as U-12 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 305.99 feet south of the intersection of Peckham Road.

N 76°40'03" E, 5.21 feet to a point, thence

N 12°59'01" W, 55.00 feet to a point, thence

S 76°40'03" W, 5.54 feet to a point on the Easterly sideline of Acushnet Avenue, thence

S 13°19'57" E, 55.00 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 295 square feet, more or less.

Permanent Easement U-13: An easement over a parcel of land being shown as U-13 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is said point being 250.99 feet south of the intersection of Peckham Road.

N 76°40'03" E, 5.54 feet to a point, thence

N 13°22'39" W, 55.00 feet to a point, thence

S 76°40'03" W, 5.50 feet to a point, thence

S 13°19'57" E, 55.00 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 303 square feet, more or less.

Permanent Easement U-14: An easement over a parcel of land being shown as U-1 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideline of Sassaquin Avenue, said point being 7.37 feet west of the intersection of Acushnet Avenue.

S 76°54'33" W, 21.07 feet to a point, thence

N 53°04'59" E, 29.63 feet to a point, thence

S 10°38'12" E, 7.91 feet to a point, thence

S 41°22'21" W, 7.00 feet to the point of beginning.

Said easement contains an area of 148 square feet, more or less.

Permanent Easement U-17: An easement over a parcel of land being shown as U-17 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue, which is the intersection with the southerly sideline of Cherokee Street.

S 76°51'09" W, 8.26 feet to a point, thence

S 30°26'43" E, 3.75 feet to a point, thence

N 59°33'17" E, 7.49 feet to a point on the western sideline of Acushnet Avenue, thence

N 13°19'57" W, 1.36 feet to the point of beginning.

Said easement contains an area of 20 square feet, more or less

The temporary easements taken herein consist of the right to enter upon said lands at any time, during the effective period of the easements, for reconstructing portions of Acushnet Avenue at Peckham Road/Sassaquin Avenue, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, including all other uses incidental to said municipal purpose. Said easements are temporary in nature and are to be in effect for three years from the date of this instrument, through June 9, 2025.

Temporary Easement TE-6: An easement over a parcel of land being shown as TE-6 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the southerly sideline of Peckham Road, thence

Southwesterly along Permanent Sidewalk Easement SW-1, 28 feet more or less, thence,

Southwesterly along Permanent Sidewalk Easement SW-1, 11 feet more or less, thence,

Southeasterly along Permanent Utility Easement U-2, 5 feet more or less, thence,

Northeasterly by land now or formerly of Randall J. Santos, 19 feet more or less, thence,

Northeasterly by land now or formerly of Randall J. Santos, 25 feet more or less, thence,

Northeasterly by land now or formerly of Randall J. Santos, 56 feet more or less, thence,

Northwesterly by land now or formerly of Randall J. Santos, 5 feet more or less, to the southerly sideline of Peckham Road, thence,

Southwesterly along the southerly sideline of Peckham Road, 62 feet more or less to the point of beginning, said Temporary Easement contains an area of 487 square feet, more or less.

Temporary Easement TE-7: An easement over a parcel of land being shown as TE-7 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), with said parcel of land subject to an Activity and Use Limitation dated September 23, 2011 recorded at the Bristol County (S.D.) Registry of Deeds at Book 10158 Page 294, said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue which is the intersection with the southerly sideline of Sassaquin Avenue, thence

Southwesterly along the southerly sideline of Sassaquin Avenue, 119 feet more or less, thence,

Southeasterly by land now or formerly of 4227 Acushnet Ave LLC, 5 feet more or less, thence,

Northeasterly by land now or formerly of 4227 Acushnet Ave LLC, 72 feet more or less, thence,

Southeasterly by land now or formerly of 4227 Acushnet Ave LLC, 7 feet more or less, thence,

Northeasterly by land now or formerly of 4227 Acushnet Ave LLC, 38 feet more or less, thence,

Southeasterly by land now or formerly of 4227 Acushnet Ave LLC, 181 feet more or less, thence,

Southwesterly by land now or formerly of 4227 Acushnet Ave LLC, 44 feet more or less, thence,

Southeasterly by land now or formerly of 4227 Acushnet Ave LLC, 7 feet more or less, thence,

Northeasterly along the northerly sideline of Cherokee Street, 52 feet more or less to the westerly sideline of Acushnet Avenue, thence,

Northwesterly along the westerly sideline of Acushnet Avenue, 200 feet more or less, to the point of beginning, said Temporary Easement contains an area of 2,736 square feet more or less.

Temporary Easement TE-13: An easement over a parcel of land being shown as TE-13 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideling of Sassaquin Avenue, thence,

Northwesterly by land now or formerly of Acushnet Avenue, LLC., 5 feet more or less, thence,

Southwesterly by land now or formerly of Manuel Pina, 23 feet more or less, thence,

Southeasterly by land now or formerly of Manuel Pina, 5 feet more or less, to a point in the northerly sideline of Sassaquin Avenue, thence,

Northeasterly along the northerly sideline of Sassaquin Avenue, 23 feet more or less to the point of beginning, said Temporary Easement contains an area of 108 square feet, more or less.

Temporary Easement TE-14: An easement over a parcel of land being shown as TE-14 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideline of Sassaquin Avenue, thence

Northeasterly along Permanent Utility Easement U-14, 12 feet more or less, thence,

Southwesterly by land now or formerly of Acushnet Avenue, LLC., 45 feet more or less, thence,

Southeasterly by land now or formerly of Manuel Pina, 5 feet more or less, to a point in the northerly sideline of Sassaquin Avenue, thence,

Northeasterly along the northerly sideline of Sassaquin Avenue 34 feet, more or less, to the point of beginning, said Temporary easement contains an area of 186 square feet, more or less.

Temporary Easement TE-15: An easement over a parcel of land being shown as TE-15 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue which is the intersection of the southerly sideline of June Street, thence,

Southwesterly along the southerly sideline of June Street, 9 feet more or less, thence,

Southeasterly by land now or formerly of Acushnet Avenue, LLC., 100 feet more or less, thence,

Northeasterly by land now or formerly of Acushnet Avenue, LLC., 9 feet more or less to a point in the westerly sideline of Acushnet Avenue, thence,

Northwesterly along the westerly sideline of Acushnet Avenue 100 feet more or less, to the point of beginning, said Temporary Easement contains an area of 900 square feet, more or less.

Temporary Easement TE-17: An easement over a parcel of land being shown as TE-17 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue which is the intersection of the northerly sideline of June Street, thence,

Northwesterly along the westerly sideline of Acushnet Avenue, 25 feet more or less, thence,

Southwesterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 6 feet more or less, thence,

Southeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 25 feet more or less, to a point in the northerly sideline of June Street, thence,

Northeasterly along the northerly sideline of June Street, 6 feet more or less, to the point of beginning, said Temporary Easement contains an area of 150 square feet, more or less.

Temporary Easement TE-19: An easement over a parcel of land being shown as TE-19 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly side of Permanent Utility Easement U-18, thence,

Northeasterly by land now or formerly of Joan S. Burgess and Robert R. Burgess, 2 feet more or less, thence,

Northwesterly by land now or formerly of Joan S. Burgess and Robert R. Burgess 12 feet more or less, thence,

Southwesterly by land now or formerly of Joan S. Burgess and Robert R. Burgess, 2 feet more or less, thence,

Southeasterly along Permanent Utility Easement U-18, 12 feet more or less to the point of beginning, said Temporary Easement contains an area of 25 square feet, more or less.

Temporary Easement TE-21: An easement over a parcel of land being shown as TE-21 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue, thence,

Southwesterly by land now or formerly of Rick L. Oliveira, 5 feet more or less, thence,

Southeasterly by land now or formerly of Rick L. Oliveira, 20 feet more or less, thence,

Northeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 5 feet to the westerly sideline of Acushnet Avenue, thence,

Northwesterly along the westerly sideline of Acushnet Avenue, 20 feet more or less, to the point of beginning, said Temporary Easement contains an area of 109 square feet, more or less.

Temporary Easement TE-22: An easement over a parcel of land being shown as TE-22 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the southerly sideline of Peckham Road, thence
Southeasterly by land now or formerly of Randall J. Santos, 5 feet more or less, thence,
Northeasterly by land now or formerly of Randall J. Santos, 33 feet more or less, thence,
Northwesterly by land now or formerly of Randall J. Santos, 5 feet more or less, to a point in the southerly sideline of Peckham Road, thence,
Southwesterly along the southerly sideline of Peckham Road, 33 feet more or less, to the point of beginning, said Temporary Easement contains an area of 164 square feet, more or less.

Temporary Easement TE-23: An easement over a parcel of land being shown as TE-23 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue, thence,
Southwesterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 6 feet more or less, thence,
Southeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 25 feet more or less, thence,
Northeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 6 feet more or less, to a point in the westerly sideline of Acushnet Avenue, thence,
Northwesterly along the westerly sideline of Acushnet Avenue, 25 feet more or less, to the point of beginning, said Temporary Easement contains an area of 150 square feet, more or less.

Temporary Easement TE-24: An easement over a parcel of land being shown as TE-24 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the westerly sideline of Acushnet Avenue, thence,
Southwesterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 6 feet more or less, thence,
Southeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 10 feet more or less, thence,
Northeasterly by land now or formerly of David R. Hudon and Joanne M. Hudon, 6 feet more or less, to a point on the westerly sideline of Acushnet Avenue, thence,
Northwesterly along the westerly sideline of Acushnet Avenue, 10 feet more or less, to the point of beginning, said Temporary Easement contains an area of about 62 square feet, more or less.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of the property are allowed (30) days from and after recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures. Notwithstanding anything to the contrary contained herein, the owners of the property shall not be required to take away from the land any such trees or structures.

IT IS FURTHERED ORDERED, in accordance with the provisions of said Chapter 79, that the following amounts are awarded as compensation for damages sustained by the owner or owners of the property and all other persons, including all mortgagees of record, having any and all interest in the property taken and entitled to any damages by reason of the taking hereby made:

EASEMENT OR PARCEL #	NEW BEDFORD ASSESSOR'S PLAT & LOT #	NAME OF SUPPOSED OWNER	AWARD OF DAMAGES
U-13	136-200	Joan S. Burgess	\$2,300.00
TE-19		f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	\$100.00
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
U-12	136-153	Joan S. Burgess	\$2,300.00
		f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
U-11	136-156	Joan S. Burgess	\$2,600.00
		f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
TE-7	136A-20	4227 Acushnet Ave, LLC	\$7,800.00
		4227 Acushnet Avenue New Bedford, MA 02745	
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
U-17	136A-878	Nathan J. Pringle	\$350.00
		4199 Acushnet Avenue New Bedford, MA 02745	
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	

Sewer Easement:
City of New Bedford
133 William Street
New Bedford, MA 02740

Mortgagee:
MERS – Mortgage Electronic
Registration Systems, Inc.
P.O. Box 2026
Flint, MI 48501-2026

U-1	136-200	Kevin Burgess	\$4,800.00
		2904 Acushnet Avenue	
		New Bedford, MA 02745	

Sewer Betterment:
City of New Bedford
133 William Street
New Bedford, MA 02740

U-10	136-158	Dyani Y. Ramos	\$1,400.00
		4192 Acushnet Avenue	
		New Bedford, MA 02745	

Sewer Betterment:
City of New Bedford
133 William Street
New Bedford, MA 02740

Mortgagee:
MERS – Mortgage Electronic
Registration Systems, Inc.
P.O. Box 2026
Flint, MI 48501-2026

SW-1	136-189	Randall J. Santos	\$3,800.00
U-2		980 Peckham Road	\$2,900.00
TE-6		New Bedford, MA 02745	\$1,100.00

Sewer Betterment:
City of New Bedford
133 William Street
New Bedford, MA 02740

Mortgagee:
Citizens Banks, N.A.
1 Citizens Plaza
Providence, RI 02903

TE-22	136-140	Randall J. Santos	\$400.00
		980 Peckham Road	
		New Bedford, MA 02745	

Sewer Betterment:

City of New Bedford
133 William Street
New Bedford, MA 02740

Mortgagee:

Citizens Bank, N.A.
1 Citizens Plaza
Providence, RI 02903

SW-2	136A-28	Acushnet Avenue, LLC	\$400.00
U-14		711 S.E. St. Lucie Boulevard	\$1,500.00
TE-14		Stuart, FL 34996	\$500.00

Sewer Betterment:

City of New Bedford
133 William Street
New Bedford, MA 02740

Lessee:

L.P. College, Inc.
d/b/a Little People's College
100 Spring Street
New Bedford, MA 02740

TE-15	136A-32	Acushnet Avenue, LLC	\$2,600.00
		711 S.E. St. Lucie Boulevard	
		Stuart, FL 34996	

Sewer Betterment:

City of New Bedford
133 William Street
New Bedford, MA 02740

Lessee:

L.P. College, Inc.
d/b/a Little People's College
100 Spring Street
New Bedford, MA 02740

TE-21	136A-40	Kathi A. Edwards	\$700.00
		Todd M. Edwards	
		4275 Acushnet Avenue	
		New Bedford, MA 02745	

Sewer Betterment:

City of New Bedford
133 William Street
New Bedford, MA 02740

Mortgagee:

MERS – Mortgage Electronic
Registration Systems, Inc.
P.O. Box 2026
Flint, MI 48501-2026

TE-13	136A-29	Manuel Pina	\$350.00
		1009 Sassaquin Avenue New Bedford, MA 02745	
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
		<u>Mortgagee:</u> MERS – Mortgage Electronic Registration Systems, Inc. P.O. Box 2026 Flint, MI 48501-2026	

TE-17	136A-36	David R. Hudon	\$300.00
TE-23		Joanne M. Hudon	\$300.00
TE-24		4263 Acushnet Avenue New Bedford, MA 02745	\$100.00
		<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
		<u>Mortgagee:</u> Webster Bank, N.A. Webster Plaza 145 Bank Street Waterbury, CT 06702	

IT IS FURTHER ORDERED, that in addition to the above amount, there is also awarded as damages the following sum estimated to be equal to that portion of the taxes assessed upon the property herein taken for Fiscal Year 2022 and 2023 in accordance with the provisions of Massachusetts General Laws, Chapter 79, Section 12, which amount, together with the damages awarded in the preceding paragraph, shall constitute full compensation for the taking herein ordered.

TAXES FOR FISCAL YEAR 2022-2023

EASEMENT OR PARCEL #	NEW BEDFORD ASSESSOR'S PLAT & LOT #	NAME OF SUPPOSED OWNER	TAX AWARD
U-13 TE-19	136-200	Joan S. Burgess f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	NONE
U-12	136-153	Joan S. Burgess f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	NONE

U-11	136-156	Joan S. Burgess f/k/a Joan S. Chapdelaine Robert R. Burgess 4208 Acushnet Avenue New Bedford, MA 02745	NONE
TE-7	136A-20	4227 Acushnet Ave, LLC 4227 Acushnet Avenue New Bedford, MA 02745	NONE
U-17	136A-878	Nathan J. Pringle 4199 Acushnet Avenue New Bedford, MA 02745	NONE
U-1	136-200	Kevin Burgess 2904 Acushnet Avenue New Bedford, MA 02745	NONE
U-10	136-158	Dyani Y. Ramos 4192 Acushnet Avenue New Bedford, MA 02745	NONE
SW-1 U-2 TE-6	136-189	Randall J. Santos 980 Peckham Road New Bedford, MA 02745	NONE
TE-22	136-140	Randall J. Santos 980 Peckham Road New Bedford, MA 02745	NONE
SW-2 U-14 TE-14	136A-28	Acushnet Avenue, LLC 711 S.E. St. Lucie Boulevard Stuart, FL 34996	NONE
TE-15	136A-32	Acushnet Avenue, LLC 711 S.E. St. Lucie Boulevard Stuart, FL 34996	NONE
TE-21	136A-40	Kathi A. Edwards Todd M. Edwards 4275 Acushnet Avenue New Bedford, MA 02745	NONE
TE-13	136A-29	Manuel Pina 1009 Sassaquin Avenue New Bedford, MA 02745	NONE
TE-17 TE-23 TE-24	136A-36	David R. Hudon Joanne M. Hudon 4263 Acushnet Avenue New Bedford, MA 02745	NONE

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the awarding damages herein contained does not relieve the owners of land taken from liability for taxes now uncollected for the Fiscal Year 2022 and any prior year, if the same remain unpaid as of the date of this order.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order of taking herein made, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.

Referred to the Committee on Finance – June 09, 2022.

ADOPTED – Yeas 9, Nays 1. (Councillor Giesta OPPOSED.)

Rule 40 Waived – Yeas 8, Nays 2. (Councillors Burgo and Giesta OPPOSED.)

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

(#0943)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 09, 2022
REGISTERED LAND

WHEREAS, the common necessity and convenience of the inhabitants of the City of New Bedford require the taking of land hereinafter described for the purpose of reconstructing portions of Acushnet Avenue at Peckham Road/Sassaquin Avenue, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes; and

WHEREAS, the Department of Public Infrastructure of the City of New Bedford has requested that said land be taken for said purposes; and

WHEREAS, an appraisal of said land has been made on behalf of the taking authority in accordance with Massachusetts General Laws Chapter 79, Section 7A, and has been filed with said authority; and

WHEREAS, an appropriation has been made for the general purpose for which said land is needed;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the City of New Bedford, acting by and through the City Council, and under applicable provisions of Massachusetts General Laws, Chapter 79, and under any and every other power to it granted or implied, hereby takes for itself, by eminent domain, temporary and permanent easements, located in New Bedford as hereinafter described, for the purpose of altering and improving the Acushnet Avenue and Peckham Road/Sassaquin Avenue intersection, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes:

Permanent Easement SW-4: An easement over a parcel of land being shown as SW-4 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is the intersection with the northerly line of Peckham Road, thence

N 80°49'52" E, 30.18 feet to a point in the northerly line of Peckham Road, thence

N 81°30'30" W, 26.63 feet to a point, thence

N 12°43'08" W, 15.14 feet to a point, thence

N 32°23'03" W, 15.78 feet to a point in the easterly sideline of Acushnet Avenue, thence

S 12°44'27" E, 37.76 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 262 square feet, more or less.

Permanent Easement U-4: An easement over a parcel of land being shown as U-4 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 37.76 feet north of the intersection with Peckham Road, thence

S 32°23'03" E 15.78 feet to a point thence

S 12°43'08" E, 15.14 feet to a point, thence

S 81°30'30" E, 26.63 feet to a point on the northerly sideline of Peckham Road, thence

N 80°49'52" E, 173.97 feet to a point on the northerly sideline of Peckham Road, thence

S 85°23'14" W, 62.94 feet to a point, thence

S 85°23'14" W, 4.50 feet to a point, thence

N 7°23'38" W, 8.14 feet to a point, thence

S 82°36'22" W, 6.00 feet to a point, thence

S 7°23'38" E, 8.10 feet to a point, thence

S 80°38'13" W, 85.04 feet to a point, thence

N 62°43'39" W, 49.89 feet to a point, thence

N 51°22'43" E, 2.18 feet to a point, thence

N 38°37'17" W, 6.00 feet to a point, thence

S 51°22'43" W, 1.98 feet to a point, thence

N 12°41'00" W, 82.89 feet to a point, thence

S 80°49'39" W, 5.57 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 12°44'27" E, 85.46 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 2,013 square feet, more or less.

Permanent Easement U-7: An easement over a parcel of land being shown as U-7 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 123.22 feet north of the intersection of Peckham Road

N 80°49'39" E, 5.57 feet to a point, thence

N 12°42'55" W, 81.71 feet to a point, thence

N 77°17'05" E, 13.01 feet to a point, thence

N 12°42'55" W, 6.00 feet to a point, thence

S 77°17'05" W, 13.00 feet to a point, thence

N 12°45'35" W, 2.47 feet to a point, thence

S 80°49'39" W, 5.62 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 12°44'27" E, 90.17 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 581 square feet, more or less.

Permanent Easement U-8: An easement over a parcel of land being shown being shown as U-8 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 213.39 feet north of the intersection of Peckham Road.

N 80°49'39" E, 5.62 feet to a point, thence

N 12°45'35" W, 67.50 feet to a point, thence

N 77°14'25" E, 13.00 feet to a point, thence

N 12°45'35" W, 1.82 feet to a point, thence

S 80°49'39" W, 18.62 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 12°44'27" E, 70.14 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 421 square feet, more or less.

Permanent Easement U-9: An easement over a parcel of land being shown as U-9 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, said point being 87.96 feet south of the intersection of Tobey Street.

N 80°49'39" E, 18.62 feet to a point, thence

S 12°45'35" E, 4.18 feet to a point, thence

S 77°14'25" W, 13.08 feet to a point, thence

N 14°14'04" W, 84.82 feet to a point, thence

S 79°47'33" W, 3.30 feet to a point on the easterly sideline of Acushnet Avenue, thence

S 12°44'27" E, 87.96 feet along the easterly sideline of Acushnet Avenue to the point of beginning.

Said easement contains an area of 440 square feet, more or less.

Permanent Easement U-15: An easement over a parcel of land being shown as U-15 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideline of Peckham Road, said point being 277.71 feet east of the intersection of Acushnet Avenue.

N 80°49'52" E, 2.97 feet to a point on the sideline of Peckham Road, thence

N 9°10'21" W, 11.92 feet to a point, thence

S 83°18'24" W, 2.45 feet to a point, thence

S 6°41'36" E, 12.03 feet to the point of beginning.

Said easement contains an area of 32 square feet, more or less.

Permanent Easement U-16: An easement over a parcel of land being shown as U-16 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly sideline of Acushnet Avenue, which is said point being 280.68 feet east of the intersection of Peckham Road.

N 80°49'52" E, 3.03 feet to a point in the northerly sideline of Peckham Road, thence, thence

N 6°41'36" W, 11.77 feet to a point, thence

S 83°18'24" W, 3.55 feet to a point, thence

S 9°10'21" E, 11.92 feet to the point of beginning.

Said easement contains an area of 39 square feet, more or less.

The temporary easements taken herein consist of the right to enter upon said lands at any time, during the effective period of the easements, for reconstructing portions of Acushnet Avenue at Peckham Road/Sassaquin Avenue, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, including all other uses incidental to said municipal purpose. Said easements are temporary in nature and are to be in effect for three years from the date of this instrument, through June 9, 2025.

Temporary Easement TE-11: An easement over a parcel of land being shown as TE-11 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideline of Peckham Road, thence,
Southwesterly along the northerly sideline of Peckham Road, 74 feet more or less, thence,
Southwesterly along Permanent Utility Easement U-4, 63 feet more or less, thence,
Northeasterly by land now or formerly of Southeastern Massachusetts Educational Collaborative, 137 feet more or less, thence,
Southeasterly along Permanent Utility Easement U-15, 5 feet more or less, to the point of beginning, said Temporary Easement contains an area of 525 square feet, more or less.

Temporary Easement TE-12: An easement over a parcel of land being shown as TE-12 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the easterly side of Permanent Utility Easement U-4, thence
Northeasterly along Permanent Utility Easement U-4, 2 feet more or less, thence,
Southeasterly along Permanent Utility Easement U-4, 3 feet more or less, thence,
Northwesterly by land now or formerly of Southeastern Massachusetts Educational Collaborative, 85 feet more or less, thence,
Southwesterly by land now or formerly of Roman Catholic Bishop of Fall River, 3 feet more or less, thence,
Southeasterly along Permanent Utility Easement U-4, 83 feet more or less to the point of beginning, said Temporary Easement contains an area of 253 square feet, more or less.

Temporary Easement TE-16: An easement over a parcel of land being shown as TE-16 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the southerly sideline of Toby Street, thence
Southeasterly along Permanent Utility Easement U-9, 85 feet more or less, thence,
Northwesterly by land now or formerly of Roman Catholic Bishop of Fall River, 85 feet more or less, to a point in the southerly sideline of Toby Street, thence,
Southwesterly along the southerly sideline of Toby Street, 2 feet more or less, to the point of beginning, said Temporary Easement contains an area of 101 square feet, more or less.

Temporary Easement TE-18: An easement over a parcel of land being shown as TE-18 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the northerly sideline of Peckham Road, thence,
Northwesterly along Permanent Utility Easement U-16, 2 feet more or less, thence,
Northeasterly by land now or formerly of Donald D. Veronneau "TRS", 49 feet more or less, thence,
Southeasterly by land now or formerly of Donald D. Veronneau "TRS", 2 feet more or less, to a point in the northerly sideline of Peckham Road, thence,
Southwesterly along the northerly sideline of Peckham Road, 49 feet more or less to the point of beginning, said Temporary Easement contains an area of 98 square feet, more or less.

Temporary Easement TE-20: An easement over a parcel of land being shown being shown as TE-20 on a plan entitled "Easement Plan of Land for Acushnet Avenue and Peckham Road", dated March 14, 2022, prepared by Dawood Engineering, 325 Wood Road, Suite 109, Braintree, MA, recorded herewith (the "Plan"), said easement being more particularly bounded and described as follows:

Beginning at a point in the eastern side of Permanent Utility Easement U-7, thence,

Northeasterly by land now or formerly of Roman Catholic Bishop of Fall River, 2 feet more or less, thence,

Northwesterly by land now or formerly of Roman Catholic Bishop of Fall River, 12 feet more or less, thence,

Southwesterly by land now or formerly of Roman Catholic Bishop of Fall River, 2 feet more or less, thence,

Southeasterly along Permanent Utility Easement U-7, 12 feet more or less, to the point of beginning, said Temporary Easement contains an area of 25 square feet, more or less.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of the property are allowed (30) days from and after recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures. Notwithstanding anything to the contrary contained herein, the owners of the property shall not be required to take away from the land any such trees or structures.

IT IS FURTHERED ORDERED, in accordance with the provisions of said Chapter 79, that the following amounts are awarded as compensation for damages sustained by the owner or owners of the property and all other persons, including all mortgagees of record, having any and all interest in the property taken and entitled to any damages by reason of the taking hereby made:

EASEMENT OR PARCEL #	NEW BEDFORD ASSESSOR'S PLAT & LOT #	CERT. NO.	NAME OF SUPPOSED OWNER	AWARD OF DAMAGES
U-7 TE-20	137B-72 L/C/L 274A	9815	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	\$4,500.00 \$100.00
			<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
U-8	137B-47 L/C/L 273A	9184	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	\$3,600.00
			<u>Sewer Betterment:</u> City of New Bedford 133 William Street New Bedford, MA 02740	
U-9 TE-16	137B-46 L/C/L 272	4509	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	\$3,400.00 \$200.00

Sewer Betterment:
 City of New Bedford
 133 William Street
 New Bedford, MA 02740

U-16	137B-71	21894	Donald D. Veronneau,	\$300.00
TE-18	L/C/L 276		Trustee of the Donald R. Veronneau Revocable Trust	\$200.00
			967 Peckham Road New Bedford, MA 02745	

Sewer Betterment:
 City of New Bedford
 133 William Street
 New Bedford, MA 02740

U-4	137B-73	18388	Southeastern Massachusetts	\$19,700.00
U-15	L/C/L 275		Educational Collaborative	\$300.00
SW-4			4238 Acushnet Avenue	\$3,300.00
TE-11			New Bedford, MA 02745	\$1,500.00
TE-12				\$700.00

Sewer Betterment:
 City of New Bedford
 133 William Street
 New Bedford, MA 02740

Easement:
 New England Telephone
 and Telegraph Company
 185 Franklin Street
 Boston, MA 02110

Mortgagee & Assignee:
 Rockland Trust Company
 288 Union Street
 Rockland, MA 02370

IT IS FURTHER ORDERED, that in addition to the above amount, there is also awarded as damages the following sum estimated to be equal to that portion of the taxes assessed upon the property herein taken for Fiscal Year 2022 and 2023 in accordance with the provisions of Massachusetts General Laws, Chapter 79, Section 12, which amount, together with the damages awarded in the preceding paragraph, shall constitute full compensation for the taking herein ordered.

TAXES FOR FISCAL YEAR 2022-2023

EASEMENT OR PARCEL #	NEW BEDFORD ASSESSOR'S PLAT & LOT #	CERT. NO.	NAME OF SUPPOSED OWNER	TAX AWARD
U-7 TE-20	137B-72 L/C/L 274A	9815	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	NONE

U-8	137B-47 L/C/L 273A	9184	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	NONE
U-9 TE-16	137B-46 L/C/L 272	4509	Roman Catholic Bishop of Fall River 4254 Acushnet Avenue New Bedford, MA 02745	NONE
U-16 TE-18	137B-71 L/C/L 276	21894	Donald D. Veronneau, Trustee of the Donald R. Veronneau Revocable Trust 967 Peckham Road New Bedford, MA 02745	NONE
U-4 U-15 SW-4 TE-11 TE-12	137B-73 L/C/L 275	18388	Southeastern Massachusetts Educational Collaborative 4238 Acushnet Avenue New Bedford, MA 02745	NONE

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the awarding damages herein contained does not relieve the owners of land taken from liability for taxes now uncollected for the Fiscal Year 2022 and any prior year, if the same remain unpaid as of the date of this order.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order of taking herein made, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.

Referred to the Committee on Finance – June 09, 2022.
ADOPTED – Yeas 9, Nays 1. (Councillor Giesta OPPOSED.)
Rule 40 Waived – Yeas 8, Nays 2. (Councillors Burgo and Giesta OPPOSED.)
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#0944)

APPRAISAL SUMMARIES
Referred to the Committee on Finance – June 09, 2022.
Received and Placed on File. (#0945)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER, AS AMENDED, that the City appropriates \$2,100,200 as a match requirement for waterfront capital improvements by the New Bedford Port Authority; and that the Port Authority shall issue periodic statements on expenditures of how the funds are spent to the City Council.

Recommendation Followed. (#1153)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 24, 2022

ORDERED, that the City appropriates \$2,100,200 as a match requirement for waterfront capital improvements by the New Bedford Port Authority including but not limited to the replacement of fendering systems and associated shoreside improvements to the area known as South Terminal including the areas of the fish houses and associated fish piers adjacent to them, and for the payment of all other costs incidental and related thereto; and that to meet this appropriation, \$2,100,200, received by the City of New Bedford from proceeds on account of the sale of parcels shown on Assessors Map 66, Lots 135, 137, 145, 147, 148, 128 and 136 now standing to the credit of the PROPERTY SALES PROCEEDS RESERVE FUND be and the same is hereby transferred to the New Bedford Port Authority to fund capital improvements to piers used by fishing vessels.

Referred to the Committee on Finance – May 24, 2022.

Adopted as Amended to include that the Port Authority shall issue periodic statements on expenditures of how the funds are spent to the City Council – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 5, 2022. (#0875)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER for the TRANSFER of \$332,419.00 from HEALTH, SALARIES & WAGES in the amount of \$285,000.00 and MIS, SALARIES & WAGES in the amount of \$47,419.00 to GENERAL GOVERNMENT UNCLASSIFIED, OTHER FINANCING USES.

Recommendation Followed. (#1154)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 09, 2022

ORDERED, that the sum of THREE HUNDRED THIRTY-TWO THOUSAND FOUR HUNDRED AND NINETEEN DOLLARS (\$332,419) now standing to the credit of the account from HEALTH SALARIES AND WAGES (\$285,000) and MIS SALARIES AND WAGES (\$47,419) be and the same is hereby transferred and appropriated to as follows:

GENERAL GOVERNMENT UNCLASSIFIED
OTHER FINANCING USES\$332,419

To be certified and approved by the Department Head.

Referred to the Committee on Finance – June 09, 2022.

Adopted – Yeas 9, Nays 1. (Councillor Morad OPPOSED.)

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0953)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER for the TRANSFER of \$200,000.00 from SOLICITOR, SALARIES & WAGES in the amount of \$100,000.00; CFO, SALARIES & WAGES in the amount of \$60,000.00; PURCHASING, SALARIES & WAGES in the amount of \$25,000.00 and ASSESSORS, SALARIES & WAGES in the amount of \$15,000.00 to GENERAL GOVERNMENT UNCLASSIFIED, CHARGES & SERVICES.

Recommendation Followed. (#1155)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 09, 2022

ORDERED, that the sum of TWO HUNDRED THOUSAND DOLLARS (\$200,000) now standing to the credit of the account from:

SOLICITOR SALARIES AND WAGES.....\$100,000
CFO SALARIES AND WAGES.....\$60,000
PURCHASING SALARIES AND WAGES.....\$25,000
ASSESSORS SALARIES AND WAGES.....\$15,000

be and the same is hereby transferred and appropriated to as follows:

GENERAL GOVERNMENT UNCLASSIFIED
CHARGES AND SERVICES.....\$200,000

To be certified and approved by the Department Head.

Referred to the Committee on Finance – June 09, 2022.

Adopted – Yeas 9, Nays 1. (Councillor Morad OPPOSED.)

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0955)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER, for the TRANSFER of \$8,000.00 from CFO, SALARIES & WAGES to MAYOR, SALARIES & WAGES.

Recommendation Followed. (#1156)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 09, 2022

ORDERED, that the sum of EIGHT THOUSAND DOLLARS (\$8,000) now standing to the credit of the account from CFO SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

MAYOR SALARIES AND WAGES.....\$8,000

To be certified and approved by the Department Head.

Referred to the Committee on Finance – June 09, 2022.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#0959)

REPORT, Committee on Finance, recommending to the City Council APPROVAL of the CPA annual budget for Fiscal Year 2023 for committee administrative expenses and community preservation projects in Fiscal Year 2023.

Recommendation Followed. (#1157)

COMMUNICATION, Community Preservation Committee, submitting the CPA annual budget for Fiscal Year 2023 recommended by the Community Preservation Committee for administrative expenses and community preservation projects in Fiscal Year 2023.

Referred to the Committee on Finance – June 09, 2023.

Adopted.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#1069)

WRITTEN MOTION, Councillor Pereira, requesting, that Thomas Anderson, Superintendent of New Bedford Public Schools, come before the Committee on Public Safety and Neighborhoods to discuss the InForce 911 program.

Referred to the Committee on Public Safety and Neighborhoods. (#1158)

WRITTEN MOTION, Councillors Pereira and Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet in executive session pursuant to exemption #4 of the Open Meeting Law ("To discuss the deployment of security personnel or devices, or strategies with respect thereto,") for the purpose of exploring with the Administration and Police Department the availability of certain security equipment and/or other devices that may not be currently provided that could serve to provide enhanced security.

Referred to the Committee on Public Safety and Neighborhoods. (#1159)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission to City Council, RE: BUILDING DEMOLITION REVIEW - 1 REAR COFFIN AVENUE (Map 100/Lot 117) a Circa 1902 masonry mill building, the building is architecturally and historically significant and is a contributing resource within the Whitman Mills National Register District, it has associations with the City's cotton textile industry as well with internationally known mill architect/engineer Charles R. Makepeace, notable contractor Benjamin F. Smith and leading textile manufacturer and commission agent William Whitman; a 2019 Board of Survey report drafted by a licensed structural engineer, documented substantial roof structural system collapse and declared the building unsafe and dangerous per the provisions of the State Building Code, the building is structurally compromised and beyond feasible rehabilitation to the extent that it presents as a public hazard; the City and the Massachusetts Historical Commission, with the NBHC as a concurring party, will be entering into a Memorandum of Agreement with stipulations to photo document the building in order to mitigate the adverse effect to historic resources, **"in light of these findings, the New Bedford Historical Commission has determined that the building at 1 Rear Coffin Avenue is a Historically Significant but not Preferably Preserved historic building"**.

Referred to the Committee on Appointments and Briefings. (#1160)

RELATED MOTION, Councillor Pereira, requesting that the Chairperson of the Historical Commission appear before the Committee on Appointments and Briefings to discuss how demolition determinations are made and to learn about the process.

(#1161)

COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner to City Council RE: BUILDING DEMOLITION REVIEW of 242 Walnut Street (MAP 46, Lot 133) a Circa 1877, wood framed, carriage shed, the structure is located in the County Street National Register Historic District; the structure is of no notable historic significance either recorded or found with the existing condition of the structure; the structure is in poor condition due to extensive deferred maintenance and beyond reasonable rehabilitation; **"in light of these findings, the Preservation Planner has determined that the carriage shed structure at 242 Walnut Street, is neither a Historically Significant nor a Preferably Preserved Building"**.

Demolition Granted.

Presented to the Mayor for approval June 27, 2022.

Approved July 05, 2022. (#1162)

PETITION, Jerry Dugan, Jr., Middletown, RI 02842, d/b/a/ NEW BEDFORD HAULING, 1245 Shawmut Avenue, New Bedford, MA 02746, requesting that he be granted a Waiver of Residency in accordance with Section 15-38 of the City Code, to obtain a **LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECONDHAND ARTICLES.**

Referred to the Committee on Appointments and Briefings. (#1163)

WRITTEN MOTION, Council President Abreu and Councillor Giesta, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BROOKLAWN STREET, from Ashley Boulevard to Acushnet Avenue; ACUSHNET AVENUE, from Wood Street to Earle Street; EARLE STREET, from Acushnet Avenue to Madeira Avenue; MADEIRA AVENUE, from Earle Street to Tinkham Street, ON SUNDAY, AUGUST 07, 2022, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of **THE FEAST OF THE BLESSED SACRAMENT ANNUAL PARADE.**

Permission Granted.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

(#1164)

WRITTEN MOTION, Council President Abreu and Councillor Giesta, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from Acushnet Avenue to Madeira Avenue, ON: THURSDAY, AUGUST 04, 2022, FROM: 5:00 P.M. TO 5:30 P.M., for the purpose of **THE FEAST COMMITTEE TO MARCH FROM THE MADEIRA CLUB PARKING LOT TO THE IMMACULATE CONCEPTION CHURCH FOR BLESSING OF COMMITTEE MEMBERS PRIOR TO START OF FEAST.**

Permission Granted.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

(#1164A)

WRITTEN MOTION, Council President Abreu and Councillor Giesta, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from Madeira Avenue to Belleville Avenue for a distance of 300 feet, ON SUNDAY, AUGUST 07, 2022, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of: **PARKING OF LARGE TRAILER TRUCKS, WHICH WILL BE USED IN THE FEAST OF THE BLESSED SACRAMENT PARADE, AND WHICH ARE UNABLE TO MAKE THE TURN ONTO MADEIRA AVENUE. NOTE: REQUESTING THAT THE DPI PROVIDE STREET CLOSURE BARRELS. (NOTE: CLOSURE TO BE "USED AS NEEDED".)**

Permission Granted.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

(#1165)

WRITTEN MOTION, Council President Abreu and Councillor Giesta, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from North Front Street to Belleville Avenue; MADEIRA AVENUE, from Davis Street to Tinkham Street; HATHAWAY STREET, from North Front Street to Funchal Place (Hope Street); FUNCHAL PLACE (Hope Street), from Hathaway Street to Nash Road and TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street), ON THURSDAY, AUGUST 04, 2022, 8:00 A.M. THROUGH SUNDAY, AUGUST 07, 2022, MIDNIGHT, for the Purpose of: **THE 106th ANNUAL FEAST OF THE BLESSED SACRAMENT.**

Permission Granted.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

(#1166)

WRITTEN MOTION, Council President Abreu and Councillor Giesta, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BELLEVILLE AVENUE (starting at Hathaway Street – near Sunshine Donuts) North to Wood Street; WOOD STREET, West from Belleville Avenue to Acushnet Avenue; ACUSHNET AVENUE, South to Brooklawn Street; BROOKLAWN STREET, West to Ashley Boulevard; ASHLEY BOULEVARD, South to Irvington Street; IRVINGTON STREET, East to Acushnet Avenue; ACUSHNET AVENUE, South to Earle Street; EARLE STREET, East to Madeira Avenue; MADEIRA AVENUE, North to Madeira Field, ON SATURDAY, AUGUST 06, 2022 – FROM 10:00 A.M. TO 1:00 P.M., NOTE: REQUESTING THAT THE DPI PROVIDE STREET CLOSURE BARRELS AND THAT THE DPI SWEEP THE STREETS NOTED ABOVE PRIOR TO THE ROAD RACE IN THE INTEREST OF THE RUNNERS’ SAFETY, for the Purpose of: FEAST OF THE BLESSED SACRAMENT ANNUAL ROAD RACE. NOTE: TO BE IMPLEMENTED WHERE, WHEN AND AS REQUIRED TO ENSURE THE PUBLIC’S SAFETY AND TO EXPEDITE THE EVENT.

Permission Granted.
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#1167)

WRITTEN MOTION, Councillor Baptiste, requesting, on behalf of AHA! New Bedford, that the following street(s) be CLOSED: PURCHASE STREET, from Spring Street to Union Street, AND WILLIAM STREET, from South Second Street to Johnny Cake Hill, ON THURSDAY, JULY 14, 2022, FROM 2:00 P.M. TO 9:00 P.M., for the purpose of **KIDS RULE AND OTHER AHA! EVENTS.**

Permission Granted.
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#1168)

WRITTEN MOTION, Councillor Pereira, requesting, on behalf of the Washington Club, that the following street(s) be CLOSED: DAVID STREET, from Roosevelt Street to East Rodney French Boulevard, ON SATURDAY, JULY 16, 2022, FROM 8:00 A.M. TO 11:00 P.M., for the purpose of the **WASHINGTON CLUB’S FIRST ANNUAL VETERANS BIKE RUN.**

Permission Granted.
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#1169)

COMMUNICATION, City Clerk/Clerk of the City Council, to the City Council, notifying that the Office of the City Clerk has received Meeting Minutes from the Board of Assessors for meetings held on May 19 and 26, 2022; GNB Regional Refuse Management District on April 14 and May 12, 2022; Library Board of Trustees on November 23 and December 21, 2021, January 25 and February 22, 2022, and the Park Board on April 27 and May 18, 2022.

Received and Placed on File. (#1170)

APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **Beverly Street – Map 134/Ex Acushnet Avenue**, provisionally granted by the City Clerk on June 07, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#1171)

APPLICATION, **B and B Excavation**, for permission to maintain a STREET OBSTRUCTION at **198 Herman Melville Boulevard/Hervey Tichon Avenue**, provisionally granted by the City Clerk on June 08, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 27, 2022.
Approved July 01, 2022. (#1172)

APPLICATION, **Frank Corp. Environmental**, for permission to maintain a STREET OBSTRUCTION at **68 North Front Street**, provisionally granted by the City Clerk on June 09, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1173)

APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **NS William Street 800 + w x Sixth Street**, provisionally granted by the City Clerk on June 09, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1174)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **625 County Street**, provisionally granted by the City Clerk on June 15, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1175)

APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **Beverly Street – Map 134/Ex Acushnet Avenue**, provisionally granted by the City Clerk on June 07, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1176)

APPLICATION, **B and B Excavation**, to DISTURB THE SURFACE, of **198 Herman Melville Boulevard/Hervey Tichon Avenue**, provisionally granted by the City Clerk on June 08, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1176A)

APPLICATION, **Frank Corp. Environmental**, to DISTURB THE SURFACE, of **68 North Front Street**, provisionally granted by the City Clerk on June 09, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1177)

APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **NS William Street 800 + w x Sixth Street**, provisionally granted by the City Clerk on June 09, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1178)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **625 County Street**, provisionally granted by the City Clerk on June 15, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1179)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 27, 2022, subject to ratification by the Mayor and City Council as follows:

- 164 Ash Street, between Arnold Street and Union Street (#1180)
- 37 Ashley Street, between Ruth Street and David Street (#1181)
- 1037 Cove Road, South First Street to Shore Street (#1182)
- 27 Lincoln Street, between Arnold Street and Union Street (#1183)
- 180 MacArthur Drive, Cross Street and Pine Street (#1184)
- 338-340 North Front Street, corner property with Nye Street (#1185)
- 75 North Sixth Street, corner property, between Middle Street and Kempton Street (#1186)
- Rockdale Avenue, between Bedford Street and Allen Street (#1187)
- 374 Rockdale Avenue, Winterville Avenue to Alden Street (#1188)
- 435 Rockdale Avenue, cross street of Brier Street (#1189)
- 3 Shell Street, between Bream Street and Bass Street (#1190)
- 7 Viall Street, between Cove Street and Ruth Street (#1191)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022.

APPLICATION, **MAC Disposal, Inc.**, for permission to maintain a STREET OBSTRUCTION at **40 Bonney Street**, provisionally granted by the City Clerk on June 09, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1192)

APPLICATION, **ATSA Services, Inc.**, for permission to maintain a STREET OBSTRUCTION at **575 Union Street on the Rotch Street side**, provisionally granted by the City Clerk on June 15, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 27, 2022.

Approved July 01, 2022. (#1193)

On a motion, the Council then adjourned at 7:31 p.m.

ATTEST:

DENNIS W. FARIAS, CITY CLERK/
CLERK OF THE CITY COUNCIL